



MISSOURI DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
OFFICE OF CHILDHOOD - CHILD CARE COMPLIANCE

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
6/28/2022

DVN
001004380

FACILITY NAME

ALL ABOARD PLAY AND LEARN CENTER

FACILITY ADDRESS

703 E MAIN ST

CITY

PARK HILLS

ZIP CODE

63601

PHONE NUMBER

(573) 431-3116

COUNTY

ST FRANCOIS

ASSIGNED SPECIALIST

GRAHAM, JESSICA

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-500.182(1)(C)3.

Only constructive, age-appropriate methods of discipline shall be used to help children develop self-control and assume responsibility for their own actions.

5 CSR 25-500.182(1)(C)7.

Physical punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair shall be prohibited.

5 CSR 25-500.182(1)(C)8.

No discipline technique which is humiliating, threatening, or frightening to children shall be used. Children shall not be shamed, ridiculed, or spoken to harshly, abusively, or with profanity.

5 CSR 25-500.182(1)(C)9.

Punishment or threat of punishment shall not be associated with food, rest, or toilet training.

CONCLUSION SUMMARY

On June 29, 2022, Compliance Inspector (CI) Jessica Graham investigated the allegation that Christy Ainsworth, caregiver, held Child A, age 4 years old, on the ground, pushing his head into a floor mat. Allison, caregiver, videoed the incident and sent the video to Parent A. This allegation is substantiated based on the following rule violations:

5 CSR 25-500.182(1)(C)8. which states: "No discipline technique which is humiliating, threatening, or frightening to children shall be used. Children shall not be shamed, ridiculed, or spoken to harshly, abusively, or with profanity."

AND

5 CSR 25-500.182(1)(C)7. which states: "Physical punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair shall be prohibited."

AND

5 CSR 25-500.182(1)(C)3. which states: "Only constructive, age-appropriate methods of discipline shall be used to help children develop self-control and assume responsibility for their own actions."

AND

5 CSR 25-500.182(1)(C)9. which states: "Punishment or threat of punishment shall not be associated with food, rest, or toilet training."

On June 29, 2022, CI Graham observed video footage taken by Allison Rickus, caregiver. She filmed an interaction between caregiver Kristy Ainsworth and Child A, age 4-years-old, during nap time. The footage is 14 seconds long and starts with Ms. Kristy sitting in a chair and Child A laying down. It is not clear in the video what Child A is laying on.

-Ms. Kristy is holding child A by his left wrist and grabs him by his left leg.

-Ms. Kristy lifts Child A up into the air, lays him down and then rolls him over while holding onto his left leg and left arm.

-Child A is crying "mama".

-Ms. Kristy holds Child A down by his left arm while he is laying on his side.

-Child A lifts his head and Ms. Kristy pushes his head down, still holding onto his left arm.

-Child A cries, kicks and turns and Ms. Kristy continues to hold his left arm and his head until the end of the footage.

On June 29, 2022, Crystal Whited, caregiver stated that Ms. Kristy told her that there was an incident at nap time and Ms. Allison had videoed an interaction between herself and Child A and then sent the video to Child A's parent. Ms. Crystal notified

Bill Sykes, director, and he said to send Ms. Kristy home.

Bill Sisk, director, was informed of the incident by Ms. Crystal, who was in charge at the time. He told Ms. Crystal to send Ms. Kristy home. Mr. Bill Sisk then terminated employment for Ms. Kristy.

Child B, age 9-years-old, was present on June 22, 2022, during nap time and said that the teachers were yelling at Child A telling him to lay down. She does not know the teachers names but one teacher kept putting Child A's hands and feet down on the cot. She did this a few times because Child A kept getting up. The teacher kept putting her hands on him and making him lay down.

Kristy Ainsworth, caregiver, stated that she was left alone with Ms. Allison at nap time and they were having a hard time with Child A. Ms. Allison is always on her phone during nap time so Ms. Kristy will tell her to do the cleaning. Child A was laying down for nap but would get up and start screaming and running around. She had Ms. Allison move Child A over to where the TV was and he started running around and screaming again. Ms. Kristy got out a chair and sat it beside Child A and he was trying to kick her knee (which was in a brace at the time). Ms. Kristy then put her leg over his butt to prevent him from kicking. She tried turning Child A over on his bed but doesn't remember how she was handling him. Child A started screaming for his mom so she flipped him over. She saw Ms. Allison on the phone the whole time and she guesses that is when she was recording her.

Allison Rickus, caregiver, stated that she filmed an interaction between Kristy Ainsworth, caregiver, and Child A during nap on June 22, 2022. Child A was being disruptive and Ms. Kristy went over to him and picked him up, laid him over the cot and then held him down. Ms. Kristy put her leg and arm over Child A and held his head down. There was a time frame of about 10 to 15 minutes that Ms. Kristy was holding Child A down. She sent the video to Parent A (Parent of Child A). She had never seen Ms. Kristy act this way before.

CORRECTIVE MEASURES

CORRECTIVE MEASURE	COMPLETED (Y/N)	COMPLETED DATE
The facility shall conduct a staff meeting to review licensing rules and regulations pertaining to discipline. The facility must provide the Office of Childhood with a statement, signed by all staff (paid employees or unpaid volunteers), to indicate they understand and agree to follow those rules and regulations.	Yes	2/8/2024
CORRECTIVE MEASURE	COMPLETED (Y/N)	COMPLETED DATE
All staff members (paid employees or unpaid volunteers) must take the online training course titled, "Making a Difference: Protecting Health and Keeping Children Safe" available at https://dese.mo.gov/childhood/child-care/training-info . Verification of attendance shall be through the Toolbox report.	Yes	2/8/2024

DISPOSITION

SUBSTANTIATED

DISPOSITION DATE

12/9/2022

APPROVING SUPERVISOR

CHRISCO, MARLA L